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August 1, 2003

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Ms. Marlene H. Dortch Secretary Federal Communications Commission 445 12th Street, S.W. Washington, DC 20554

Mr. John Muleta Chief, Wireless Telecommunications Bureau Federal Communications Commission 445 12th Street, S.W. Washington, D.C. 20554

Mr. David Solomon Chief, Enforcement Bureau Federal Communications Commission 445 12th Street, S.W. Washington, D.C. 20554

In Re: North State Telephone Company Interim Report on E911 Compliance CC Docket No. 94-102

Dear Ms. Dortch and Messrs. Muleta and Solomon:

Attached via electronic submission for filing on behalf of North State Telephone Company please find the "Interim Report of North State Telephone Company Regarding Status of Wireless Enhanced 911 (E911) Deployment and Implementation." In addition to this filing, we are submitting one electronic copy to E911compliancereports@fcc.gov, as directed in Public Notice DA 03-2113.

If you have any questions about this filing, please do not hesitate to contact me.

Very truly your,

M. John **B**owen. Jr.

MJBJR:rwm

cc: Mr. Richard P. Worden

## Interim Report of North State Telephone Company Regarding Status of Wireless Enhanced 911 (E911) Deployment and Implementation

#### **CC Docket No. 94-102**

#### August 1, 2003

North State Telephone Company ("North State") is a Tier III Carrier and is the assignee of a partitioned license received from Cingular Wireless LLC ("Cingular") pursuant to a First Amended and Restated Joint Operating Agreement dated as of September 28, 2000 ("Agreement") governing the Charlotte-Greensboro-Greenville-Raleigh MTA ("Market M006"). Pursuant to the Agreement, North State does not own or operate a switch. All of North State's wireless traffic destined for PSAPs must first go through one of Cingular's switches. Cingular and North State are working together on a network-based solution for the deployment and implementation of E911 in Market M006, including the partitioned areas. As a Cingular assignee, North State is covered by the Consent Order (FCC 03-129) released June 12, 2003 between Cingular and the Federal Communications Commission, including the modified deadlines for E911 deployment contained therein.

North State, therefore, does not believe that the reporting requirements for Tier III carriers contained in FCC 02-210, released July 26, 2002, and in DA 03-2114, released June 30, 2003, are applicable to North State. However, in a good faith effort to comply with the E911 reporting requirements and in an abundance of caution, North State is filing this interim report regarding the status of wireless E911 deployment and implementation by North State.

North State has received no Phase I or Phase II requests from PSAPs. Thus,

North State has not begun ordering or installing necessary network equipment. North

State does not anticipate encountering any problems in doing so.

At this time, it is not known when Phase II service will first be available in North

State's area, in that North State has not received a valid PSAP request for such service.

At this time, North State does not anticipate any problems in meeting the ultimate

implementation date of December 31, 2005 for deployment of E911 service in North

State's area if valid PSAP requests are received at least six months prior to that date.

Submitted By:

M. John Bowen, Jr.

Margaret M. Fox

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On Behalf of:

North State Telephone Company

### <u>AFFIDAVIT</u>

STATE OF NORTH CAROLINA

COUNTY OF GUILFORD

COMPANY: NORTH STATE TELEPHONE COMPANY d.b.a. NORTH STATE COMMUNICATIONS

PERSONALLY APPEARED BEFORE ME the undersigned WHO, BEING

DULY SWORN, deposed and said:

- 1. My name is Royster M. Tucker III. I am employed by North State Communications (the "Company") as its Executive Vice President. I am an officer of the Company and am authorized to give this affidavit on behalf of the Company.
- 2. I have reviewed the foregoing "Interim Report of North State Communications Regarding Status of Wireless Enhanced 911 (E911) Deployment and Implementation," and am familiar with the contents thereof. To the best of my knowledge and belief, the statements contained in the Interim Report are truthful and accurate.

**FURTHER AFFIANT SAYETH NO.** 

Royster M. Tucker III **Executive Vice President** 

Subscribed to and sworn before me this 29 day of July

Chery L. Poole
Printed Name of Notary

My Commission Expires: May 30, 2007